



INDIANA UTILITY REGULATORY COMMISSION
302 W. WASHINGTON STREET, SUITE E-306
INDIANAPOLIS, INDIANA 46204-2764

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**IN THE MATTER OF THE PETITION OF WABASH)
VALLEY POWER ASSOCIATION, INC., PURSUANT)
TO IND. CODE § 8-1-8.5 ET SEQ. AND IND. CODE)
§ 8-1-2.5 ET SEQ. FOR: (1) ISSUANCE OF A)
CERTIFICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO ACQUIRE AN INTEREST IN)
EXISTING GENERATING FACILITIES; (2))
TREATMENT OF CERTAIN REGULATED COSTS)
RELATED TO SUCH PURCHASE AS A)
REGULATORY ASSET; (3) APPROVAL OF)
PETITIONER'S PROPOSED ACCOUNTING)
TREATMENT TO DEFER FOR RECOVERY IN)
SUBSEQUENT PERIODS CERTAIN CARRYING)
COSTS ASSOCIATED WITH THE PURCHASE)
OF THE GENERATING FACILITIES PRIOR TO)
INCLUSION IN PETITIONER'S BASE RATES;)
AND (4) REQUEST FOR CONFIDENTIAL)
TREATMENT OF CERTAIN PRICING AND LOAD)
INFORMATION.)**

CAUSE NO. 42495

FILED
SEP 30 2003
INDIANA UTILITY
REGULATORY COMMISSION

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

On August 15, 2003, Petitioner filed with the Commission its Application seeking the relief captioned above, and requesting confidential treatment of certain pricing and load information. Petitioner's request for confidential treatment was supported by an Affidavit from R. Allen McKee, Petitioner's System Planning Principal. Mr. McKee requested confidential treatment of the following Exhibits:

- (a) Exhibit P-RAM-1, WVPA Expansion Plan Summary (2002 Forecast)
- (b) Exhibit P-RAM-2, WVPA Expansion Plan Summary (2003 Forecast)
- (c) Exhibit P-RAM-3, Wabash Valley IRP – Supply Alternatives
- (d) Exhibit P-RAM-4, Expansion Plan Alternatives – Peaking Power Resources
- (e) Exhibit P-RAM-5, Responses to Requests for Peaking Proposal

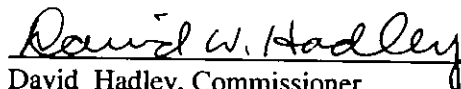
Mr. McKee stated that the identified Exhibits concern Wabash Valley's resource expansion plan, the type of generating facilities needed in the future, together with information that has been developed relating to the market price of certain resources. Mr. McKee indicated the release of such information could adversely affect Petitioner's competitive position, and further noted that Petitioner has sought confidential treatment of similar information in Petitioner's pending IRP case, Cause No.


42212.

The presiding officers note that a final order has yet to be issued in Cause No. 42212. Because one of the issues in that Cause is whether to afford confidential treatment to information that is similar to what is to be submitted in this proceeding, the presiding officers believe judicial economy would be served by delaying the issuance of a final ruling on confidentiality in this proceeding until after a final order has been issued in Cause No. 42212. Nevertheless, for purposes of moving forward in this Cause, the presiding officers find that Petitioner has presented sufficient evidence to warrant a grant of confidentiality on a *preliminary* basis. Such a preliminary grant of confidentiality may be revisited after an order is issued in Cause No. 42212.

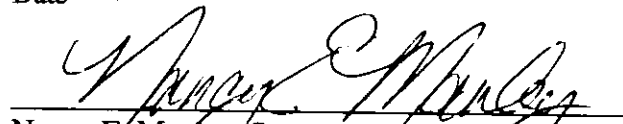
Accordingly, the Petitioner should *hand deliver* to the Presiding Administrative Law Judge the exhibits described above, under seal and with the Cause Number of this proceeding, and marked as confidential, and such information shall be treated as confidential on a preliminary basis, in accordance with IC 5-14-3-4.

IT IS SO ORDERED.


David Hadley, Commissioner


Gregory S. Colton, Administrative Law Judge


Date


Nancy E. Manley, Secretary to the Commission